

1 IN THE UNITED STATES DISTRICT COURT FOR THE
2 DISTRICT OF NEVADA

3 TIMOTHY L. BLIXSETH,) Civil No. 2:13-cv-01434-APG-GWF
4 Plaintiff,)
5 v.)
6 BRIAN A. GLASSER, AS TRUSTEE OF) **JOINT STATUS REPORT OF**
7 THE YELLOWSTONE CLUB) **YELLOWSTONE CLUB**
8 LIQUIDATING TRUST,) **LIQUIDATING TRUST AND UNITED**
9 Defendant.) **STATES OF AMERICA**
10 (Original Case))
11 BRIAN GLASSER, AS TRUSTEE OF THE)
12 YELLOWSTONE CLUB LIQUIDATING)
13 TRUST,)
14 Plaintiff,)
15 v.)
16 TIMOTHY L. BLIXSETH,)
17 Defendant.)
18 (Consolidated Case))

19 Brian Glasser (Trustee of the Yellowstone Club Liquidating Trust (YCLT)) and the United
20 States, by and through their undersigned counsel, file this joint status report in response to a Court
21 order issued on August 19, 2015. The parties did not consult with Mr. Blixseth because his attorneys
22 withdrew from the case and he is currently in jail in Montana for civil contempt. *See* Docket Entry
No. 159 in *Glasser v. Blixseth, et al.*, Civil No. 2:13-68 (USDC. D. Montana). He is not expected to
be released from jail until at least November 27, 2015. His participation is not necessary at this
point because, as discussed in more detail below, this case is stayed pending a decision in *State of*

1 *Montana Department of Revenue v. Blixseth*, case no. 13-cv-01324-JAD (the “BK Appeal”), which,
2 as of the date of this status report, has not been issued.

3 As discussed below, there has been no change in the status of this case since the parties filed
4 their last status report on August 18, 2015.

5 **I. Status Report**

6 On August 18, 2015, the parties filed a joint status report with the Court. In that report,
7 YCLT explained that it is prepared to take further action(s) against Blixseth, but those action(s) are
8 dependent on the forthcoming ruling by this Court in a related case; the matter of *State of Montana*
9 *Department of Revenue v. Blixseth*, case no. 13-cv-01324-JAD (the “BK Appeal”). Docket Entry
10 No. 67 at 2. The court has not yet issued a decision in the BK Appeal. *See* Docket for BK Appeal.
11 The United States is involved in this lawsuit to ensure that it gets first priority to any funds that
12 YCLT is able to recover from Mr. Blixseth in this lawsuit until Mr. Blixseth’s outstanding income
13 tax liabilities for 2007 are paid in full. Docket Entry No. 67 at 3. There is no further action for the
14 United States to take in this lawsuit until YCLT is able to recover funds from Mr. Blixseth.

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7 In sum, there has been no change to the status of this case because the court has not ruled in
the BK Appeal.

8 Dated this 2nd day of November, 2015.

9 Dated this 2nd day of November, 2015.

10 CAROLINE D. CIRAOLO
Acting Assistant Attorney General

11 /s/ Goud Maragani
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Trust*

16 *Of Counsel:*
17 STEVEN W. MYHRE
United States Attorney
Of Counsel

18 *Attorneys for the United States of America*

CERTIFICATE OF SERVICE

It is hereby certified that service of the foregoing **JOINT STATUS REPORT OF
YELLOWSTONE CLUB LIQUIDATING TRUST AND UNITED STATES OF AMERICA**
has been made this 2nd day of November, 2015, by electronic filing addressed to the
following:

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Brian A. Glasser, as Trustee of the Yellowstone Club Liquidating Trust